

Exhibit 1

Filed Under Seal

Paper No. 8

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,

Petitioner,

v.

NETLIST, INC.,

Patent Owner

Case IPR2023-00847

Patent 10,268,608

PETITIONER'S UPDATED MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8(a)(3), Petitioner hereby provides the following updates to its mandatory notices in Paper No. 1:

Related Matters (37 C.F.R. § 42.8(b)(2))

The following judicial or administrative matters would affect, or be affected by, a decision in this proceeding concerning U.S. Patent No. 10,268,608.

The following proceedings are currently pending:

- *Netlist, Inc. v. Micron Technology, Inc. et al.*, No. 1:22-cv-00136 (W.D. Tex. filed Apr. 28, 2021)
- *Netlist, Inc. v. Samsung Electronics Co., Ltd. et al.*, No. 2:21-cv-00463 (E.D. Tex. filed Dec. 20, 2021)
- *Netlist, Inc. v. Micron Technology, Inc. et al.*, No. 2:22-cv-00203 (E.D. Tex. filed June 10, 2022)
- *Netlist, Inc. v. Samsung Electronics Co., Ltd. et al.*, No. 2:22-cv-00293 (E.D. Tex. motion to amend complaint filed Jan. 20, 2023)
 - [NEW] Petitioner stipulated as follows: “Samsung stipulates that, if the Patent Trial and Appeal Board institutes an IPR proceeding for U.S. Patent No. 10,268,608 on the grounds presented in Samsung’s petition in IPR2023-00847, Samsung will not pursue an invalidity defense in the Eastern District of

Texas action (C.A. No. 22-293-JRG) that the patent claims subject to the instituted IPR are invalid based on grounds that were raised or reasonably could have been raised in the IPR.”

See Exhibit 1065.

- *Samsung Electronics Co., Ltd. v Netlist, Inc.*, IPR2022-00711
- *Micron Technology, Inc. et al. v. Netlist, Inc.*, IPR2023-00205
- *Micron Technology, Inc. et al. v. Netlist, Inc.*, IPR2022-00236
- U.S. Patent Application No. 17/114,478
- [NEW] U.S. Patent Application No. 18/452,554

The following proceedings are no longer pending:

- *Micron Technology, Inc. et al. v. Netlist, Inc.*, IPR2022-00237
- *SK hynix Inc. et al. v. Netlist, Inc.*, IPR2017-00730

Dated: September 26, 2023

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 26th day of September, 2023, **Petitioner's Updated Mandatory Notices** was served by email on the following counsel for Patent Owner:

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From: James Huguenin-Love <huguenin-love@fr.com>
Sent: Tuesday, September 26, 2023 10:06 AM
To: Netlist-Samsung293@irell.com; jtruelove@mckoolsmith.com; Sam Baxter
Cc: FISH SERVICE Samsung/Netlist 22cv00293; EXT Smith, Melissa (T-Mobile)
Subject: Netlist/Samsung: Stipulation re: IPR2023-00847 (U.S. Patent No. 10,268,608) for Netlist v. Samsung, No. 22-293-JRG (E.D. Tex.)

[EXTERNAL EMAIL]

Counsel,

Samsung stipulates that, if the Patent Trial and Appeal Board institutes an IPR proceeding for U.S. Patent No. 10,268,608 on the grounds presented in Samsung's petition in IPR2023-00847, Samsung will not pursue an invalidity defense in the Eastern District of Texas action (C.A. No. 22-293-JRG) that the patent claims subject to the instituted IPR are invalid based on grounds that were raised or reasonably could have been raised in the IPR.

Best regards,
James

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